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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

VINCENT DANIEL HOPPER,

Plaintiff,

v.

MYERS, et al,

Defendants.

Case No. C05-5680RBL

ORDER

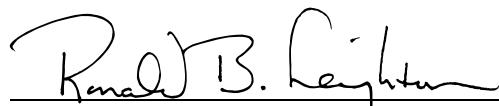
THIS MATTER comes on before the above-entitled Court upon Plaintiff's "Request That You Consider Affirming Certain Facts Relative to Marks v. Melendez, 05-5680 RBL JKA". [Dkt. #200]. Having considered the entirety of the records and file herein, the Court finds and rules as follows:

This matter is currently on appeal, and, as such, the Court lacks jurisdiction to consider this motion. Plaintiff's "Request" is therefore **STRICKEN**.

IT IS SO ORDERED.

The Clerk shall send uncertified copies of this order to all counsel of record, and to any party appearing pro se.

Dated this 23rd day of December, 2008.


RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE